

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

547B0498

SENATE BILL NO. 176

Introduced by: Senators Valandra and Kleven and Representatives Gleason, Hagen, and Lucas

1 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the exercise of
2 eminent domain by railroads.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 49-16A-75 be amended to read as follows:

5 49-16A-75. ~~A~~ After receiving specific prior approval from the Legislature on any proposed
6 right-of-way acquisition within this state, a railroad may exercise the right of eminent domain in
7 acquiring right-of-way as provided by ~~statute~~ the laws of this state or the United States.